

RECEIVED CENTRAL FAX CENTER

AUG 0 7 2003

PHONE

Facsimile

DATE: August 7, 2006

TO: Examiner Krystyna Suchecki

Sheila A. Badon sheila.badon@bingham.com

NAME

(650) 849-4800

571-273-8300

FAX

(650) 849-4400

571-272**-**2495

650.849.4400 650.849,4800 fax

piugham.com

PAGES:

(INCLUDING THIS COVER PAGE): . 17

U.S. Patent and Trademark Office

RE: U.S. Patent Application Serial No: 10/656,438

Boston Hartford

Landon

Filed: September 5, 2003 Attorney Docket No. VM7010742001

Entitled: RADIATION PROCESS AND APPARATUS

Los Angeles New York

Orange County San Francisco Silicon Valley

Takyo Walnut Creek Washington

MESSAGE:

Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a)):

[X] Pursuant to 37 C.F.R. § 1.6(d), I hereby certify that this paper and all enclosures are being sent via facsimile on the date indicated below to the attention of Examiner Krystyna Suchecki at Faceimile No. 571,273-8300.

Dated: August 7, 2006

Name of Person Certifying: Printed Name:

Shella Badon

Enclosed:

- Transmittal (1 pg.);
- Fee Transmittal (1 pg.);
- Petition for Extension of Time (1 pg.);
- Amendment and Response to Office Action (13 pgs).

For transmission problems, please call (650) 849-4825

The information in this transmittal (including attachments, if any) is privileged and confidential and is intended only for the recipient(s) listed above. If you are neither the intended recipient(s) nor a person responsible for the delivery of this transmittal to the intended recipient(s), you are hereby notified that any unauthorized reading, distribution, copying or disclosure of this gransmitted is prohibited. If you have received this gransmitted in error, please notify us immediately at (same telephone number as in first paragraph - will duplicate) and return the transmittal to the sender. Thank you.

Timekeeper No:	27577	Client/Matter No:	2018721-7010742001	DATE/TIME STAMP
Client/Matter Name:	Varian Medical Syst	erns, Inc.		
Return To:	Sheila Badon		Floor No: 04	

PA/52187184.1/2018721-7010742001

20002

AUG 0 7 2006,/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Tredemark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

	Application Number	Application Number '10/656,438							
TRANSMITT	Filing Date		September 5, 2003						
FORM	First Named Invento	ır	Edward J.	Seppi					
• *	Art Unit		2882						
4. 1	Examiner Name		Krystyna Suchecki						
(to be used for all correspondence after Initial filing) Total Number of Pages in This Submission 16		Attorney Docket Nur	mber	VM701074	2001				
ENCLOSURES (check all that apply)									
Fee Transmittal Form		nal Drawing(s) (sheets)		After Allo	wance Communication to TC				
Fee Attached	Licensin	g-related Papers			communication to Board				
Amendment / Reply (13 pgs).		o Correct Inventorship		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)					
After Final (pgs).	After Final (pgs). Petition to			Proprieta	ıry Information				
Affidavits/declaration(s)		of Attomey, Revocation of Correspondence Addre	ess	Status Le	etter .				
Extension of Time Request	I Disclaimer			r Enclosure(s) e identify below):					
_		Request for Refund		Fax Cover Sheet to Examiner					
Express Abandonment Reques	t CD, Nur	CD, Number of CD(s)							
Information Disclosure Stateme	ent 🗆 🗠	☐ Landscape Table on CD							
Certified Copy of Priority Document(s)	Remarks								
Reply to Missing Parts/									
Incomplete Application									
Reply to Missing Parts under 37 CFR1.52 or 1.53									
	SIGNATURE OF	APPLICANT, ATTOR	NEY, OF	R AGENT_					
Firm		McCutchen LLP							
Signature		endlen							
Printed Name Gerald									
Date August 7, 2			Reg. 51,541						
CERTIFICATE OF TRANSMISSION/MAILING									
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.									
Signature Steple Sadon									
Typed or printed name Sheil	neila Badon Date August 7, 2006				August 7, 2006				

This collection of Information is required by 37 CFR 1.5, The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form antifor suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-0199 and select option 2.

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMS 0651-0032 U.S. Petent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no parsons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004,			Complete If Known							
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).			ation Number	10/656,438		RECEIVED				
FEE TRANSMITTAL			Date	September 5, 2003	CENT	PAL FAX CENTER				
for FY 2006			Named Inventor	Edward J. Seppi	Al	JG 0 7 2006				
Applicant claims small entity status. See 37 CFR 1.27			iner Name	Krystyna Suchecki	_					
		Art Ur	nit	2882		•				
TOTAL AMOUNT OF PAYMEN	T (\$) 120.00		nsy Docket No.	VM7010742001						
METHOD OF PAYMENT (check all that apply)										
☐ Check ☐ Credit Card ☐		C] Other	(please identify	ν) ·		*				
Deposit Account Deposit A		LI VIII.		ount Name: Bingham I	McCutchen	LLP				
	deposit account, the Direct	tor is hereb	_	· · · · · · · · · · · · · · · · · · ·	-					
Charge fee(s) In				rge fee(s) indicated bel	low, except	for the filing fee				
	tional fee(s) or underpayme	ents of feets		lit any overpayments	•					
Hoder 37 CER 1	16 and 1 17				Drawids 644	dit card				
WARNING: Information on this form Information and <u>authorization</u> on P	may become public. Credit o O-2038.	ard Informal	oon snovia not b	e included on this form.	- LIOAIGA CLE	All Agin				
FEE CALCULATION										
1. BASIC FILING, SEARCH		EES				-				
	ING FEES	SEARCI		EXAMINATIO						
Application Type Fee	Small Entity (\$) Fee(\$)	Fee(\$)	Small Entit		III Entity ee(\$)	Fees Paid (\$)				
Utility 300	150	500	250		00					
Design 200		100	50		65					
Plant 200		300	150		80					
Reissue 300		500	250		00					
Provisional 200	100	0	0	0	0					
2. EXCESS CLAIM FEES		•				Small Entity				
Fee Description					Fee (\$)	Fee (\$)				
Each claim over 20 (including	Reissues)				50	25				
Each independent claim over	3 (including Reissues)				200	100				
Multiple dependent claims		_			360	180				
	tra Claims Fee(\$)	<u>Fe</u>	e Paid (\$)			Dependent Claims				
20 or HP= _	×				<u>Fee (\$)</u>	Fee Paid (\$)				
HP = highest number of total cla			- D-1-1 (#)							
	tra Claims Fee(\$)	<u>F8</u>	e Pald (\$)							
- 3 or HP=	X									
HP = highest number of Independent claims paid for, if greater than 3. 3. APPLICATION SIZE FEE										
If the specification and drawin	gs exceed 100 sheets of par	oer (excludi	ng clectronical	ly filed sequence or co	mputer					
listings under 37 CFR	1.52(e)), the application size	ze fee due is	\$250 (\$125 fo	or small entity) for each	h additional	1 50				
listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).										
Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)										
100 = / 50 = (round up to a whole number) x =										
4. OTHER FEE(S) Fees Paid (\$)										
Non-English Specification, \$130 fee (no small entity discount) Other (e.g., late filing surcharge): Petition for Extension of Time (One Month) 120.00										
Other (e.g., late filing surcharge): Fetition for Extension of Time (One Month) 120.00										
SUBMITTED BY										
	ewel CC	<u></u>	Registration No.	51,541	Telephone	650-849-4960				
Name (Print/Type) Gerald C			(Allomey/Agent)		Date	August 7, 2006				

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentisity is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or subgestions for reducing this turden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22315-1450, OO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patentis, P.O. Box 1450, Alexandria, VA 22315-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-785-9199) and solect option 2.